

Senator Phillips offered the following amendment to the amendment offered by Senator Hazlewood:

Amend H. J. R. No. 3 by striking out all of Sec. 24 of Sec. 1 beginning with the words "Members" and ending with the word "session" and substituting the following:

"Sec. 24. Members of the Legislature shall receive from the Public Treasury an annual salary of \$3,600."

Question—Shall the amendment by Senator Phillips to the amendment by Senator Hazlewood be adopted?

(President in Chair)

#### Senate Bill 413 With House Amendments

Senator Phillips called S. B. No. 413 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Phillips moved that the Senate concur in the House amendments.

The motion prevailed.

#### Message From the Governor

The President laid before the Senate and directed the Secretary to read the following message received from the Governor:

Austin, Texas,  
May 14, 1951.

To the Members of the Fifty-second Legislature:

Complying with the request contained in Senate Concurrent Resolution No. 58, I am returning herewith Senate Bill No. 78.

Respectfully submitted,  
ALLAN SHIVERS,  
Governor of Texas.

#### Bill Ordered Printed

Senator Corbin asked unanimous consent that S. B. No. 448 be printed, the bill having been previously ordered not printed.

There was no objection offered.

#### Adjournment

On motion of Senator Hazlewood

the Senate at 12:05 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

#### SIXTY-EIGHTH DAY

(Tuesday, May 15, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Senate Resolution 238

Senator Ashley offered the following resolution:

Whereas, We are honored to have in the Capitol today a group of students from the University Junior High School of Austin, Texas, accompanied by Miss Hope Yaeger and Mrs. Sarah Fowler; now, therefore, be it

Resolved, That we welcome this group to the Capitol and that they be extended the privilege of the floor for the day.

The resolution was read and was adopted.

#### Senate Bill 459 on First Reading

The following local bill was introduced, read first time, and referred to the committee indicated:

By Senator Hardeman:

S. B. No. 459, A bill to be entitled "An Act relating to the jurisdiction of the County Court of Gillespie County, conferring upon said court civil and criminal jurisdiction and increasing the criminal and civil jurisdiction of said Court; conforming the jurisdiction of the District Court of said County to such change; fixing the time of holding court and to repeal all laws in conflict with this Act; and declaring an emergency."

To Committee on Counties and County Boundaries.

#### Senate Resolution 239

Senator Kelly of Tarrant offered the following resolution:

Whereas, Mrs. W. J. Danforth of Fort Worth has long been recognized as a women of outstanding talents and has given generously of her time in community service; and

Whereas, Her many accomplishments include work as supervisor of a 13-state area of the National Child Welfare Organization, in initiating the American Legion Auxiliary's child welfare work, as a director of the Fort Worth Boys' Club, the Girls Service League and the YWCA, and

Whereas, Mrs. Danforth has been selected for special recognition of her work with cerebral palsied children as a director of the Tarrant County Society for Crippled Children, for her activities as a Red Cross Gray Lady, and for her contributions as a delegate to the Mid-Century White House Conference on Children and Youth; and

Whereas, Work in these fields have gained for Mrs. Danforth the title of "Outstanding Woman of the Year" by selection of the Altrusa Club of Fort Worth; and

Whereas, Presentation of the club's award will be made at a dinner honoring Mrs. Danforth to be held May 21, 1951, in Fort Worth; now, therefore, be it

Resolved, By the Senate of Texas, that Mrs. W. J. Danforth be congratulated upon receiving this signal and deserved honor in proper recognition of her many worthwhile and unselfish contributions especially in the fields of child welfare and veterans affairs, that this tribute be added to that awarded her by the Altrusa Club, and that this resolution be sent to her.

The resolution was read and was adopted.

#### Reports of Standing Committees

Senator Carney submitted the following report:

Austin, Texas,  
May 14, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 190, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

CARNEY, Chairman

Senator Carter submitted the following report:

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 459, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CARTER, Chairman

Senator Phillips submitted the following report:

Austin, Texas,  
May 14, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 379, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PHILLIPS, Chairman

Senator Bracewell submitted the following report:

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 590, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

BRACEWELL, Chairman

Senator Kelley of Hidalgo submitted the following reports:

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred Senate Bill No. 456, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be not printed.

KELLEY of Hidalgo, Chairman

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred Senate Bill No. 457, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be not printed.

KELLEY of Hidalgo, Chairman

Austin, Texas,  
May 11, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred Senate Bill No. 455, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

KELLEY of Hidalgo, Chairman

Senator Carter submitted the following report:

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Debts, Claims and Accounts, to whom was referred Senate Bill No. 292, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the committee substitute, in lieu thereof, do pass and be printed.

CARTER, Chairman

C. S. S. B. No. 292 was read first time.

#### Senate Concurrent Resolution 62

Senator Bell offered the following resolution:

S. C. R. No. 62—Suspending the Joint Rules to consider S. B. No. 79.

Be it resolved, by the Senate of Texas, the House of Representatives concurring, that the Joint Rules of the Senate and House be, and they are hereby suspended in order that Senate Bill No. 79 may be brought up at any time in either House.

The resolution was read.

On motion of Senator Bell, and by unanimous consent, the resolution was considered immediately and was adopted.

#### House Joint Resolution 3 on Second Reading

The Senate resumed consideration of unfinished business, same being H. J. R. No. 3 on its second reading and passage to third reading (the resolution having been read the second time on Monday, May 14, 1951, with an amendment by Senator Hazlewood and an amendment to the amendment by Senator Phillips pending).

Question—Shall the amendment by Senator Phillips to the amendment by Senator Hazlewood be adopted?

Senator Hazlewood then withdrew his amendment and offered the following amendment to the resolution:

Amend H. J. R. No. 3, by Young and McDaniel, by striking out all of the last three paragraphs of Section 1 and by substituting therefor the following:

"Members of the Legislature shall receive from the Public Treasury a per diem of not exceeding Twenty-five Dollars (\$25) per day for the first one hundred thirty (130) days of the session and no more.

"No member of either the House of Representatives or the Senate, whether licensed as an attorney or not, shall ever receive any compensation or thing of value for personal services rendered in connection with appearing before the Texas State Board of Pardons and Paroles, or the Texas Liquor Control Board, and the Legislature is hereby commanded to pass appropriate laws for the enforcement of the provisions herein contained."

The amendment was adopted.

#### Record of Votes

Senators Wagon seller, Hardeman,

Carter and Aikin asked to be recorded as voting "nay" on the adoption of the amendment.

The resolution, as amended, was passed to third reading.

#### Record of Votes

Senators Hardeman, Aikin, Wagon-seller, and Moffett asked to be recorded as voting "nay" on the passage of H. J. R. No. 3 to third reading.

#### Motion To Place House Joint Resolution 3 on Third Reading

Senator Hazlewood moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. J. R. No. 3 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the members present):

#### Yeas—15

Ashley	Martin
Bell	McDonald
Bracewell	Moore
Bullock	Parkhouse
Carney	Phillips
Carter	Russell
Hazlewood	Tynan
Lock	

#### Nays—15

Aikin	Lane
Colson	Moffett
Corbin	Shofner
Fuller	Strauss
Hardeman	Vick
Hudson	Wagon-seller
Kelley of Hidalgo	Weinert
Kelly of Tarrant	

#### Absent

Nokes

#### Motion To Place Senate Bill 270 on Second Reading

Senator Phillips asked unanimous consent to suspend the regular order of business and that S. B. No. 270 be laid out for consideration at this time.

There was objection.

(Senator Weinert in Chair)

Senator Phillips then moved to suspend the regular order of business and that S. B. No. 270 be laid out for consideration at this time.

The motion was lost by the following vote:

#### Yeas—11

Aikin	Phillips
Ashley	Shofner
Bullock	Strauss
Carney	Wagon-seller
Colson	Weinert
Hazlewood	

#### Nays—17

Bell	Lock
Bracewell	Martin
Carter	McDonald
Corbin	Moore
Hardeman	Parkhouse
Hudson	Russell
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	

#### Absent

Fuller	Nokes
Moffett	

#### Message From the House

Hall of the House of Representatives,  
Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House refused to concur in Senate amendments to House Bill No. 42, and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

The following have been appointed on the part of the House: Chambers, Gray, Gromatzky, Collie, McCorkle.

H. B. No. 734, A bill to be entitled "An Act to amend Section 3, of Article 1287a of the Civil Statutes of the State of Texas, Revision of 1925, so as to increase the amount of the bond required by the livestock auction commission merchant; and declaring an emergency."

The House refused to concur in Senate amendments to House Bill 670 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

The following members have been appointed on the part of the House: Chambers, Holstein, Osborn, Briscoe, Shaw.

The House has concurred in Senate amendments to House Bill No. 772 by vote of 129 yeas, 1 nay.

The House has concurred in Senate amendments to House Bill No. 775 by vote of 129 yeas, 1 nay.

S. B. No. 439, A bill to be entitled "An Act creating a conservation district under Article XVI, Section 59, of the Constitution, comprising the territory contained within the unincorporated towns of Gregory and Ingleside in San Patricio County, Texas, and prescribing its powers and duties; providing for the annexation of additional territory thereto; providing for a Board of Directors for the government of said District; authorizing the District to do all things necessary to make available for beneficial uses, the water from rivers and streams and water from underground sources; authorizing the issuance of bonds and providing for the payment and security thereof; making applicable to the District Title 52 relating to eminent domain and certain General Laws relating to water control and improvement districts; prescribing the other powers of the District; enacting a saving clause and other provisions relating to this subject; and declaring an emergency."

(With amendments)

S. B. No. 20, A bill to be entitled "An Act to amend Article 2943 of the Revised Civil Statutes of the State of Texas, 1925, as amended by the Acts of 1945, 49th Legislature, page 128, Chapter 87, relating to the pay for judges and clerks of general and special elections; and declaring an emergency."

S. B. No. 56, A bill to be entitled "An Act to validate the establishment, organization, and/or creation of all school districts; validating the acts of county boards of school trustees, county judges, commissioners' courts, boards of trustees of such school districts, and municipal governing bodies; validating tax elections, bond elections, bond assumption elections, and all bonds voted, authorized, and/or now outstanding of said districts; authorizing the levy, assessment, and collection of taxes; providing that this Act shall not apply to certain districts involved now or previously involved in litigation, or to districts involved in certain proceedings now pending before the State Board of Education, or to

districts which may have been established and which later returned to original status; providing a savings clause, and declaring an emergency."

S. B. No. 115, A bill to be entitled "An Act making appropriation to pay deficiency appropriations granted by the Governor prior to January 9, 1951, and for which no appropriations have heretofore been made; and declaring an emergency."

S. B. No. 176, A bill to be entitled "An Act making it a misdemeanor to print for sale or distribution, or to circulate, distribute, publish or offer for sale, any letter, paper, document, notice of intent to bring suit, or other notice or demand, which simulates a form of court or legal process; prescribing penalties; and declaring an emergency."

S. B. No. 177, A bill to be entitled "An Act making it unlawful to send or deliver or cause to be sent or delivered any letter, paper, document, notice of intent to bring suit, or other notice or demand, which simulates a form of court or legal process, with intent to lead the recipient or sendee to believe the same to be genuine, for the purpose of obtaining any money or thing of value; prescribing penalties; and declaring an emergency."

S. B. No. 179, A bill to be entitled "An Act making it unlawful to willfully set on fire, cause to be set on fire, or attempt to set on fire any woods, forest, cutover, brush, range, or grassland belonging to another; prescribing a penalty necessary and incident thereto; repealing all laws in conflict herewith, and declaring an emergency."

(With amendments)

S. B. No. 193, A bill to be entitled "An Act to amend Article 7332, Chapter 10, Title 22, of the Revised Civil Statutes of Texas, 1925, as amended by the Act of the Forty-first Legislature passed at its Regular Session, and found in the published laws of said Session, Chapter 143, pages 307-8, and as amended by the Acts of the Fourth Called Session of the Forty-first Legislature, as the same appears in the published laws of said Session, Chapter 20, page 37, and as amended by the Forty-second Legislature at its Regular Session as same appears in the published laws of said Session, Chapter 258, page 428, and as amended by the Forty-second Leg-

islature, Second Called Session, as the same appears in the published laws of said Session, Chapter 16, page 31; providing for the filing of suits to collect delinquent taxes; providing for fees of office for the various officers herein named; and providing that the officers herein named shall not be entitled to the fees provided for herein in delinquent tax suits until notice has been given to the owner for the time and in the manner provided by law; and further providing that the County Attorney, Criminal District Attorney, or District Attorney shall not be entitled to such fees when said taxes are collected under contract between the Commissioners' Court and others; and further providing that the Statute of Limitation shall not apply in suits by counties against any such officers to recover any such sums in their hands; to repeal all laws in conflict herewith, and declaring an emergency."

S. B. No. 198, A bill to be entitled "An Act amending House Bill 180, Chapter 96, Acts of the Forty-first Legislature, First Called Session, 1929, relating to and providing for the destruction of certain predatory animals and rodent pests; transferring certain functions from the Livestock Sanitary Commission to the Director of Extension of the Agricultural and Mechanical College System of Texas; transferring appropriations made to the Livestock Sanitary Commission by the Fifty-second Legislature for predatory animal control work to the Agricultural and Mechanical College System of Texas; providing a savings clause; and declaring an emergency."

S. B. No. 216, A bill to be entitled "An Act amending Section 17 of S. B. 422, Chapter 362, Acts of the Regular Session of the 51st Legislature, 1949, known as Article 1970-339, Vernon's Civil Statutes; providing for the salary of the Judge of the County Court At Law of Nueces County and declaring an emergency."

S. B. No. 224, A bill to be entitled "An Act changing the name of San Jacinto River Conservation and Reclamation District to San Jacinto River Authority; making all laws and agreements heretofore or hereafter enacted applicable under new name; providing that whenever such name or reference of name appears in State statutes, or amendments thereto, or in any Acts of any Legisla-

ture, or in any court decision, shall mean and apply to the new name; making all grants of State ad valorem taxes, and benefits thereunder, heretofore made, applicable under new name; providing that organization, authority, functions and powers of such governmental agency shall not be affected by this Act; and declaring an emergency."

S. B. No. 212, A bill to be entitled "An Act authorizing District Attorney in Judicial Districts containing two or more counties to employ a stenographer, etc.; and declaring an emergency."

S. B. No. 225, A bill to be entitled "An Act amending Section 7 of Chapter 426, Acts of the Regular Session of the 45th Legislature, as amended by House Bill No. 828, Chapter 480, Acts of the Regular Session of the 47th Legislature, so as to authorize the investment of bond sinking funds and other surplus or reserve funds in certain bonds and time warrants, or in shares or share accounts of any building and loan association organized under the laws of the State of Texas, or Federal Savings and Loan Associations domiciled in this State, where such shares or share accounts are insured under and by virtue of the Federal Savings and Loan Insurance Corporation; providing a saving clause; repealing all other laws in conflict herewith; and declaring an emergency."

S. B. No. 227, A bill to be entitled "An Act amending Title 82 of the Revised Civil Statutes of Texas, 1925, as amended, by adding a new article thereto to be known as Article 5139b providing for county juvenile boards in certain counties; providing for compensation; providing for severability; providing that this Act shall be cumulative; and declaring an emergency."

S. B. No. 231, A bill to be entitled "An Act to amend Article 1350, as amended, of Title 17, Chapter 3, Penal Code of the State of Texas of 1925; repealing Articles 1344, 1345 and 1346, Penal Code of the State of Texas, and all other laws or parts of laws in conflict herewith to the extent of such conflict only; providing a saving clause; providing a severability clause; and declaring an emergency."

(With amendment)

S. B. No. 260, A bill to be entitled "An Act to validate the establishment, organization, and/or creation of all Junior College Districts as extended by annexations of other school districts whose areas have been added to the original Junior College District by vote of qualified property tax-paying voters residing in said annexed areas; validating all acts of County Boards of School Trustees, County Boards of Education and Commissioners Courts, Junior College Boards of Trustees, the State Commissioner of Education and the State Board of Education, approving petitions requesting such annexation elections, ordering and setting up the machinery for holding such elections and canvassing and declaring the results of same; validating all trustee elections held after the annexation of one or more school districts to the original Junior College District; authorizing the levy, assessment, and collection of taxes; validating annexation elections in common school districts, consolidated common school districts, rural high school districts, consolidated rural high school districts and independent school districts where a majority of the qualified voters voting at an election held for such purpose shall have voted in favor thereof and where such annexation has been recognized by the Junior College District; and declaring an emergency."

S. B. No. 271, A bill to be entitled "An Act amending Section 57, House Bill No. 407, Chapter 4, Acts of the Forty-sixth Legislature, as amended by Chapter 272, Acts of the Forty-eighth Legislature, Regular Session, 1943; providing for the disposition of monies derived from the Certificate of Title Act; and declaring an emergency."

S. B. No. 288, A bill to be entitled "An Act providing for and regulating the admission as evidence of records kept in the regular course of business; and declaring an emergency."

S. B. No. 303, A bill to be entitled "An Act authorizing counties having a population in excess of 500,000 inhabitants according to the last preceding Federal census to create the office of County Fire Marshal; providing for office facilities, equipment and personnel; providing for the term, duties and compensation of such officer; providing for his right to examine witnesses, administer oaths,

hold investigations, enter premises, and keep records; providing means for punishing contempt of his orders; providing for private or public hearings; providing certain limitations and qualifications; providing for use of statements made by or to him in evidence in civil trials; and declaring an emergency."

S. B. No. 374, A bill to be entitled "An Act to provide for the annexation by cities of territory within one or more levee improvement districts; providing for the assumption of bonded indebtedness or the financial obligations of such district or districts; authorizing such cities and districts to enter into contracts respecting the assumption of rights, duties, obligations, debts and liabilities of such district; authorizing such cities to issue refunding bonds for the purpose of refunding obligations of such districts; and providing for the assumption of bonded indebtedness of newly incorporated cities whose territory includes all or any part of a levee or improvement district; reciting a saving clause and declaring an emergency."

S. B. No. 405, A bill to be entitled "An Act approving the regional education compact; and declaring an emergency."

S. B. No. 296, A bill to be entitled "An Act authorizing life insurance companies to invest in the bonds or notes of any educational or religious corporation under certain circumstances, etc.; and declaring an emergency."

S. B. No. 351, A bill to be entitled "An Act to amend the subject matter embraced in Section 3, Section 9, Section 10, Section 11, Section 14, Section 17, Section 18 and Section 23 of the Veterans' Land Board — Veterans' Land Fund Act being Chapter 318, Acts of the Regular Session of the 51st Legislature, 1949; providing for the issuance of an additional Seventy-five Million Dollars (\$75,000,000.00) in bonds to mature not sooner than June 1, 1960, providing that for each year until December 1, 1959, sufficient money shall be set aside to pay the interest and principal due on all bonds theretofore issued and outstanding, and after December 1, 1959, all moneys received or so much thereof as may be necessary, shall be used to pay the principal and interest on all outstanding

bonds; providing that until December 1, 1959, the Veterans' Land Fund, except a sufficient amount to pay interest and principal due on outstanding bonds, shall be used by the Board for the purpose of purchasing land to be sold to the veterans; providing that the Board may purchase land with one-half of the mineral estate outstanding, if same was outstanding on June 6, 1949, and purchase land with a 1/16 royalty outstanding which has become outstanding after June 6, 1949; defining 'veteran' and the phrases 'Texas veteran of the present war or wars, commonly known as World War II' and 'Texas veterans who served or serve in the Korean War in the Pacific Theater,' providing that when the entire indebtedness due the State on land sold to the veteran is paid, the Chairman of the Veterans' Land Board shall execute a deed; providing that one-half of all royalties received and one-half of all bonus money and one-half of all delay rentals paid under a mineral lease shall be paid by the owner of the mineral lease to the Veterans' Land Board to be applied on the debt owed by the veteran on the land purchased; providing that all lands of the Veterans' Land Fund remaining unsold on December 1, 1959, may be sold in such manner as may then be prescribed by law."

(With amendment)

S. B. No. 354, A bill to be entitled "An Act creating Boards for lease of lands owned by any Department, Board or Agency of the State; providing the membership of such Boards; providing the title for such Boards; providing for a record of the proceedings of such Boards; providing for the selection of a Secretary to each of such Boards; providing for the leasing of lands now owned by or lands that may hereafter be owned by, or held in trust for the use and benefit of State Departments, Agencies or Boards; providing the method of advertisement of lease sales and method of bidding and the time of opening of bids; providing for the minimum royalty and rental payments in such bids and the method the Boards may use for offering their lands for lease and the acceptance or rejection of bids; providing for the issuance of leases by the Commissioner of the General Land Office and the showing of the acceptance or rejection of bids by the minutes of the appropriate Board; providing for the primary and extended term of leases;

providing that operations under such leases shall be subject to all laws of the State of Texas and valid orders made by the Railroad Commission or other regulatory authority and such other regulations as the appropriate Board may adopt; providing for rental and royalty payments and the necessary reports by the lessee; providing for a first lien to secure payment of money due under a lease; providing for development of leases and the drilling of offset wells to prevent drainage; providing for assignment and relinquishment of leases; providing for forfeiture of leases by the Commissioner of the General Land Office and the reinstatement thereof; providing for the issuance of permits for geological and geophysical and other surveys and investigations; providing for the filing of all records in the General Land Office; repealing all laws and parts of laws in conflict herewith; providing a savings and severability clause; and declaring an emergency."

(With amendment)

S. B. No. 382, A bill to be entitled "An Act fixing the filing fees of candidates for nomination for State Senator, etc.; and declaring an emergency."

S. B. No. 383, A bill to be entitled "An Act vesting in the Commissioners Court of Dallas County powers for adopting a county plan for roads and highways, etc.; and declaring an emergency."

(With amendments)

S. B. No. 388, A bill to be entitled "An Act restricting the terms of bonds or notes issued for the purpose of erecting dormitories and stadiums, etc.; and declaring an emergency."

S. B. No. 400, A bill to be entitled "An Act providing for the payment of actual traveling expenses of County Commissioners in certain counties, etc.; and declaring an emergency."

S. B. No. 401, A bill to be entitled "An Act authorizing certain independent school districts to issue refunding bonds under certain conditions, etc.; and declaring an emergency."

S. B. No. 404, A bill to be entitled "An Act relating to the power of the Secretary of State to issue cease and desist orders in certain cases, etc.; and declaring an emergency."



S. B. No. 409, A bill to be entitled "An Act making it unlawful to transport or remove minnows taken from the fresh waters of Collin and Rockwall Counties, including Lake Lavon, beyond the boundaries of said waters; prescribing penalties for violation of this Act; and declaring an emergency."

S. B. No. 415, A bill to be entitled "An Act authorizing the Commissioner of the General Land Office to sell to R. C. Ivey School Section 14, Block A, Certificate 7036, T. & P. Ry. Co. Survey in Hudspeth County, at a price of \$7.25 per acre under the terms and conditions and limitations provided by statute for the sale of Surveyed Public Free School Lands, and under such rules and regulations as may be prescribed by the Commissioner of the General Land Office; providing for application and payment to be made within six (6) months from the passage of this Act; providing for payment of fees and issuance of patent; and declaring an emergency."

S. B. No. 427, A bill to be entitled "An Act repealing certain provisions relating to the legal status of common school districts, etc.; and declaring an emergency."

S. B. No. 408, A bill to be entitled "An Act creating an additional Civil District Court to be known as 135th District Court, etc.; and declaring an emergency."

(With amendment)

S. B. No. 429, A bill to be entitled "An Act fixing the time for making election returns by presiding judges in general and special elections, etc.; and declaring an emergency."

S. B. No. 443, A bill to be entitled "An Act to amend Senate Bill No. 354, Chapter 517, page 842, General and Special Laws, Regular Session, 1941, 47th Legislature, also known and designated as Article 2815g-1a of the Revised Civil Statutes of 1925, pertaining to salaries of the County Board of School Trustees in certain counties; providing that Articles 2815a, 2815b, 2815c, 2815d, 2815e, 2815f, 2815g and 2815g-1 shall not apply to counties of more than two hundred fifty thousand (250,000) population according to the last preceding Federal census; providing that in such counties that members of the County Board of School Trustees of such counties shall receive Five Dol-

lars (\$5.00) per day for their services in attending meetings, inspecting schools and performing the duties imposed by law; providing that such amount shall be paid out of the General Fund of the county; and declaring an emergency."

S. B. No. 444, A bill to be entitled "An Act authorizing the appointment of a stenographer for the District Attorney of the 100th Judicial District, etc.; and declaring an emergency."

S. B. No. 450, A bill to be entitled "An Act prohibiting the taking of minnows from the waters of Somervell County, Texas, for the purpose of sale; prohibiting the transportation of any minnows out of said Somervell County for the purpose of sale; providing that it shall be unlawful to have more than two hundred (200) minnows in any vehicle in said Somervell County; providing a penalty; providing that the provisions of this Act shall be cumulative; and declaring an emergency."

S. J. R. No. 8, A bill to be entitled "An Act providing for the creation and establishment of Rural Fire Prevention Districts, etc.; and declaring an emergency."

S. B. No. 431, A bill to be entitled "An Act providing for the payment of the cost of publishing citations and notices of sheriff's sales in newspapers, etc.; and declaring an emergency."

S. B. No. 433, A bill to be entitled "An Act authorizing Commissioners' Court of Bexar County to fix the salary of the County Engineer, etc.; and declaring an emergency."

S. B. No. 435, A bill to be entitled "An Act directing the governing boards of the State Institutions of Higher Education to designate special depository banks for keeping certain receipts of the institutions, etc.; and declaring an emergency."

S. B. No. 438, A bill to be entitled "An Act authorizing certain cities to issue revenue bonds for the purpose of constructing sewage disposal facilities, etc.; and declaring an emergency."

S. B. No. 442, A bill to be entitled "An Act authorizing boards of trustees of rural high school districts in counties or subject to the jurisdiction of counties having a population of

three hundred and fifty thousand (350,000), or more, inhabitants, according to the last preceding Federal census, to have and appoint an assessor-collector of taxes for their district and such deputy tax assessor-collectors as it deems necessary; providing for the compensation of same; authorizing the assessment and collection of taxes of such district by such assessor-collectors and the equalization of such taxes; providing for the bonding of the tax assessor-collector; providing for the application of laws governing the assessment and collection of taxes in independent school districts in so far as the same be not inconsistent with the provisions of this Act; providing this Act shall not be exclusive but cumulative of existing laws on the same subject; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

#### Bill Ordered Not Printed

On motion of Senator Hardeman, and by unanimous consent, it was ordered that S. B. No. 459 be not printed.

#### Senate Bill 459 on Second Reading

Senator Hardeman moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 459 be placed on its second reading and passage to engrossment.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### Absent

Carney                      Nokes

On motion of Senator Hardeman, and by unanimous consent, the reg-

ular order of business was suspended and the presiding officer laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 459, A bill to be entitled "An Act relating to the jurisdiction of the County Court of Gillespie County, etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 459 on Third Reading

Senator Hardeman moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 459 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Parkhouse
Carter	Phillips
Colson	Russell
Corbin	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### Absent

Fuller                      Nokes

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### House Joint Resolution 38 on Second Reading

On motion of Senator Colson, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. J. R. No. 38, Proposing an amendment to Article III of the Constitution of the State of Texas by the addition of a new section to be known as Section 50a, providing for a State

Medical Education Board and providing for grants, loans and scholarships to students desiring to study medicine; providing for an election and the issuance of a proclamation therefor.

The resolution was read second time.

On motion of Senator Colson, and by unanimous consent, the caption was amended to conform to the body of the resolution.

The resolution, as amended, was passed to third reading.

#### House Joint Resolution 38 on Third Reading

Senator Colson moved that the constitutional rule requiring resolutions to be read on three several days be suspended and that H. J. R. No. 38 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

The Presiding Officer then laid the resolution before the Senate on its third reading and final passage.

The resolution was read third time and was passed by the following vote:

#### Yeas—31

Aikin	Hazlewood
Ashley	Hudson
Bell	Kelley of Hidalgo
Bracewell	Kelly of Tarrant
Bullock	Lane
Carney	Lock
Carter	Martin
Colson	McDonald
Corbin	Moffett
Fuller	Moore
Hardeman	Nokes

Parkhouse	Tynan
Phillips	Vick
Russell	Wagonseller
Shofner	Weinert
Strauss	

#### Senate Resolution 240

Senator Strauss offered the following resolution:

Whereas, We are honored today to have in the gallery forty-one pupils of the fifth and sixth grades of St. Michael's School of Weimar, along with their teacher, Sister M. Jerome De Matel; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day.

The resolution was read and was adopted.

#### House Bill 265 on Second Reading

On motion of Senator Vick, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 265, A bill to be entitled "An Act prescribing the minimum salaries that may be paid to county treasurers who are compensated on a salary basis in this State; providing the method of fixing salaries of county treasurers; repealing all laws in conflict herewith; and declaring an emergency."

The bill was read second time and passed to third reading.

#### House Bill 265 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 265 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Carney
Ashley	Carter
Bell	Colson
Bracewell	Corbin
Bullock	Fuller

Hardeman	Nokes
Hazlewood	Parkhouse
Hudson	Phillips
Kelley of Hidalgo	Russell
Kelly of Tarrant	Shofner
Lane	Strauss
Lock	Tynan
Martin	Vick
McDonald	Wagon seller
Moffett	Weinert
Moore	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Record of Votes

Senators Aikin and Hardeman asked to be recorded as voting "nay" on the final passage of H. B. No. 265.

#### Senate Bill 179 With House Amendments

Senator McDonald called S. B. No. 179 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator McDonald moved that the Senate concur in the House amendments.

The motion prevailed.

#### Senate Bill 354 With House Amendments

Senator Hardeman called S. B. No. 354 from the President's table for consideration of the House amendments to the bill.

The Presiding Officer laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Hardeman moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

#### Yeas—28

Aikin	Carney
Ashley	Carter
Bell	Colson
Bracewell	Corbin
Bullock	Fuller

Hardeman	Nokes
Hazlewood	Parkhouse
Kelley of Hidalgo	Phillips
Kelly of Tarrant	Russell
Lane	Shofner
Lock	Strauss
Martin	Vick
Moffett	Wagon seller
Moore	Weinert

Absent

Hudson	Tynan
McDonald	

(President in Chair)

#### Senate Joint Resolution 4 on Second Reading

Senator Bell asked unanimous consent to suspend the regular order of business and that S. J. R. No. 4 be laid out for consideration at this time.

There was objection.

Senator Bell then moved to suspend the regular order of business and that S. J. R. No. 4 be laid out for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—21

Aikin	Lane
Ashley	Lock
Bell	Moore
Bracewell	Parkhouse
Bullock	Phillips
Carter	Russell
Colson	Shofner
Fuller	Strauss
Hazlewood	Tynan
Hudson	Weinert
Kelly of Tarrant	

#### Nays—8

Carney	Martin
Corbin	McDonald
Hardeman	Moffett
Kelley of Hidalgo	Vick

Absent

Nokes	Wagon seller
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The President laid before the Senate on its second reading and passage to engrossment the following resolution:

S. J. R. No. 4, Proposing an amendment to the Constitution of the State of Texas by adding a new Subsection to Section 59 of Article 16 to be known as Subsection 59 (d), author-

izing the Legislature to make appropriations from the general fund for the purpose of securing bonds and other obligations hereafter issued by municipal corporations or political subdivisions of the State to the extent of one-third of such bonded indebtedness for the purpose of aiding the conservation and application to beneficial uses of the water resources of the State under certain conditions and to make appropriations therefor for more than two years.

The resolution was read second time.

Question—Shall S. J. R. No. 4 be passed to third reading?

#### Senate Resolution 241

Senator Moore offered the following resolution:

Whereas, We are honored today to have in the gallery children from the Hearne Elementary School, accompanied by their sponsors, Mrs. G. R. Varner and Mrs. Henderson; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; now, therefore, be it

Resolved, That these individuals be officially welcomed and recognized by the Senate, and that they be extended the courtesies of the floor for the day.

The resolution was read and was adopted.

#### House Bill on First Reading

The following bill received from the House was read first time and was referred to the committee indicated.

H. B. No. 734—To Committee on Agricultural Affairs.

#### Senate Bill 351 With House Amendments

Senator Bell called S. B. No. 351 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Bell moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

#### Yeas—31

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

#### House Bill 309 on Third Reading

On motion of Senator Vick, and by unanimous consent, the President laid before the Senate on its third reading and final passage the following bill:

H. B. No. 309, A bill to be entitled "An Act giving to lawful holders of bonds issued under the Act of April 8, 1861, which bonds are sometimes called Texian Loan of One Million Dollars (\$1,000,000), consent of the Legislature to sue the State, etc.; and declaring an emergency."

The bill was read third time and was passed.

#### Record of Votes

Senators Martin, Hardeman, Aikin, and Tynan asked to be recorded as voting "nay" on the final passage of H. B. No. 309.

#### Senate Bill 383 With House Amendments

Senator Parkhouse called S. B. No. 383 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Parkhouse moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Carney
Ashley	Carter
Bell	Colson
Bullock	Corbin

Fuller	Moore
Hardeman	Parkhouse
Hazlewood	Phillips
Hudson	Russell
Kelley of Hidalgo	Shofner
Kelly of Tarrant	Strauss
Lane	Tynan
Lock	Vick
Martin	Wagonseller
McDonald	Weinert
Moffett	

Absent

Bracewell	Nokes
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**Adjournment**

On motion of Senator Weinert, the Senate at 12:03 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

**SIXTY-NINTH DAY**

(Wednesday, May 16, 1951)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Nokes
Carter	Parkhouse
Colson	Phillips
Corbin	Russell
Fuller	Shofner
Hardeman	Strauss
Hazlewood	Tynan
Hudson	Vick
Kelley of Hidalgo	Wagonseller
Kelly of Tarrant	Weinert
Lane	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal approved.

**Reports of Standing Committees**

Senator Bell submitted the following report:

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to whom was referred H. B. No. 6, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

BELL, Chairman.

Senator Bracewell submitted the following reports:

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 259, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BRACEWELL, Chairman.

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 260, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BRACEWELL, Chairman.

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 261, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BRACEWELL, Chairman.

Austin, Texas,  
May 15, 1951.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 262, have had same under consideration, and I am in-